

In the claims:

Please amend the claims as follows:

1. (Currently Amended) A selective bird feeder, comprising:  
a selective housing having at least one sidewall and a base;  
a seed holder contained within the selective housing and including a base;  
a space disposed between a sidewall of the seed holder and the at least one sidewall of the selective housing;  
a fastening member constructed and arranged to removably secure the base of the selective housing to the base of the seed holder;  
a top adjacent an upper edge of the selective housing;  
wherein, upon removal of the fastening member, the selective housing and the base of the selective housing are disconnected from the seed holder such that a user can remove the selective housing and the base of the selective housing from engagement with the base of the seed holder.
2. (Canceled)
3. (Currently Amended) The selective bird feeder of claim 2 1, wherein the space is about 1.0 inches.
4. (Currently Amended) The selective bird feeder of claim 3 1, wherein the space is about 1.5 inches.
5. (Currently Amended) The selective bird feeder of claim 4 1, wherein the space is about 2.0 inches.

6.(Canceled)

7. (Previously Presented) The selective bird feeder of claim 1, wherein the base of the selective housing is substantially solid.

8. (Previously Presented) The selective bird feeder of claim 1, wherein the base of the selective housing includes apertures.

9. (Original) The selective bird feeder of claim 1, wherein the at least one sidewall of the selective housing includes apertures having a maximum dimension of about 1.0 inches.

10. (Original) The selective bird feeder of claim 1, wherein the at least one sidewall of the selective housing includes apertures having a maximum dimension of about 1.5 inches.

11. (Original) The selective bird feeder of claim 1, wherein the at least one sidewall of the selective housing includes apertures having a maximum dimension of about 2.0 inches.

12. (Previously Presented) The selective bird feeder of claim 1, wherein the top of the selective housing is substantially solid.

13. (Previously Presented) The selective bird feeder of claim 1, wherein the top of the selective housing includes apertures.

14. (Original) The selective bird feeder of claim 1, wherein the top of the selective housing includes apertures having a maximum dimension of about 1.0 inches.

15. (Original) The selective bird feeder of claim 1, wherein the top of the selective housing includes apertures having a maximum dimension of about 1.5 inches.

16. (Original) The selective bird feeder of claim 1, wherein the top of the selective housing includes apertures having a maximum dimension of about 2.0 inches

17. (Original) The selective bird feeder of claim 1, wherein the removable top directly contacts the seed holder.

18. (Original) The selective bird feeder of claim 17, wherein the seed holder includes a cap, and the removable top directly contacts the cap.

19. (Original) The selective bird feeder of claim 1, wherein the removable top is spaced apart from the seed holder.

20. (Original) The selective bird feeder of claim 1, wherein the removable top includes an aperture through which a portion of the seed holder extends.

21. (Original) The selective bird feeder of claim 19, wherein the seed holder includes a cap, and further comprising a space between the removable top and the cap.

22. (Original) The selective bird feeder of claim 21, wherein the spacing between the cap and the removable top is adjustable.

23. (Original) The selective bird feeder of claim 21, wherein the spacing between the cap and the removable top is adjustably limited.

24. (Canceled)

25. (Canceled)

26. (Previously Presented) The selective bird feeder of claim 21, further comprising a hanger attached to the seed holder, wherein the hanger extends through the top.

27. (Currently Amended) A selective bird feeder, comprising:  
a selective housing having a cylindrical sidewall and including apertures having a width ranging from about 1.3 inches to about 1.7 inches;  
~~a ridge-free, substantially smooth removable top detached~~ cover separate from and supported at least on the cylindrical sidewall of the selective housing;  
a cylindrical seed holder contained within and spaced apart from the cylindrical sidewall of the selective housing; ~~and~~  
a seed holder cap closing the top of the cylindrical seed holder;  
a hanger attached to the ~~selective bird feeder~~ seed holder; and ;  
a clamp separate from said hanger disposed between said cover and cap to prevent removal of said cover  
~~wherein the removable top is in direct contact with the cylindrical seed holder and the sidewall of the selective.~~

28. (Original) The selective bird feeder of claim 27, wherein the selective housing includes a base on which the seed holder is supported.

29. (Original) The selective bird feeder of claim 27, wherein the seed holder includes a base on which the selective housing is supported.

30. (Currently Amended) The selective bird feeder of claim 27, ~~further including a seed holder cap, and wherein the hanger is attached to the cap~~ wherein the clamp is disposed about said seed holder.

31. (Canceled)

32. (Currently Amended) A selective bird feeder, comprising:  
a selective housing having at least one sidewall and a base, the at least one sidewall of the selective housing including a plurality of apertures;  
a seed holder at least partially contained within the selective housing and supported by the base of the selective housing;  
a space disposed between a sidewall of the seed holder and the at least one sidewall of the selective housing;  
~~a ridge-free, substantially smooth dome-shaped removable top in direct contact with the seed holder, the removable top being detached~~ cover separate from and supported by the at least one sidewall of the selective housing, the ~~removable top~~ cover including an aperture through which a portion of the seed holder extends; ~~and~~  
the seed holder further including a cap spaced apart from the ~~removable top~~ cover, and further including a hanger attached to the cap; and  
a clamp disposed about the seed holder above the cover.

33. (Original) The selective bird feeder of claim 1, further comprising a hanger attached to the seed holder.

34. (Original) The selective bird feeder of claim 33, wherein the top further includes an aperture sized and dimensioned to receive the hanger therethrough.

35. (Original) The selective bird feeder of claim 34, wherein the aperture is sized and dimensioned to receive the seed holder therethrough.

36. (Currently Amended) ~~The A selective bird feeder of claim 1, further comprising~~  
a selective housing having at least one sidewall and a base;  
a seed holder contained within the selective housing and including a base;  
a fastening member constructed and arranged to removably secure the base of the  
selective housing to the base of the seed holder;  
a clamp disposed about the seed holder above the removable top;  
a top adjacent an upper edge of the selective housing;  
wherein, upon removal of the fastening member, the selective housing and the base of the  
selective housing are disconnected from the seed holder such that a user can remove the selective  
housing and the base of the selective housing from engagement with the base of the seed holder.

37. (Original) The selective bird feeder of claim 27, further comprising a clamp disposed about the seed holder above the top.

38. (Canceled)

39. (Original) The selective bird feeder of claim 36, wherein the top is substantially dome-shaped, and the outer edge of the top extends below the upper edge of the selective housing.

40. (Currently Amended) ~~The A selective bird feeder of claim 1,~~ comprising  
a selective housing having at least one sidewall and a base;  
a seed holder contained within the selective housing and including a base;  
a fastening member constructed and arranged to removably secure the base of the  
selective housing to the base of the seed holder;  
a top adjacent an upper edge of the selective housing;  
wherein the top is a substantially transparent plastic material;  
wherein, upon removal of the fastening member, the selective housing and the base of the  
selective housing are disconnected from the seed holder such that a user can remove the selective  
housing and the base of the selective housing from engagement with the base of the seed holder.

Please add the following new claims:

--41. (New) The selective bird feeder of claim 32 wherein said clamp comprises a spring clip.

42. (New) The selective bird feeder of claim 32 wherein said clamp comprises a rib formed in the outer surface of the seed holder.

43. (New) The selective bird feed of claim 42 wherein said rib is an annular rib integrally formed with the seed holder.

44. (New) The selective bird feeder of claim 32 further including a wing nut for the clamp.

45 (New) The selective bird feeder of claim 32 further including an annular rib on the seed holder below the cover.--